

**AMENDMENT UPON THE REGULATION OF THE MINISTER
OF FORESTRY NUMBER P.69/MENHUT-II/2006
CONCERNING THE RESCHEDULE OF
REFORESTATION LOAN REPAYMENT BY INDUSTRIAL
PLANTATION FOREST (HTI) COMPANY
(The Regulation of Minister of Forestry of Republic of Indonesia
Number P. 15/MENHUT-II/2011, 10 March 2011)**

BY THE GRACE OF ONE AND ALMIGHTY GOD
THE MINISTER OF FORESTRY OF
REPUBLIC OF INDONESIA,

estation Loan Repayment by Industrial Plantation
Forest (HTI) Company;

In view of:

Considering:

- a. that based on the Regulation of Minister of Forestry Number P.69/Menhut-II/2006 has been regulated the Reschedule of Repayment of Reforestation Loan by Industrial Plantation Forest (HTI) Company;
 - b. that in order to increase success of Industrial Plantation Forest development and repayment of Reforestation Loan by Industrial Plantation Forest (HTI) Joint Company, it is necessary to amend some regulations upon the reschedule of Reforestation Loan Repayment by Industrial Plantation Forest (HTI) Company;
 - c. that in connection with the aforementioned, it is necessary to stipulate Regulation of Minister of Forestry concerning Amendment Upon The Regulation of Minister of Forestry Number P.69/Menhut-II/2006 concerning the Reschedule of Reforestation Loan Repayment by Industrial Plantation Forest (HTI) Company;
1. Law Number 20 Year 1997 (BN No. 6400 page 1B-8B and so on) concerning Non-Tax State Revenue (State Gazette of Republic of Indonesia Year 1997 Number 43);
 2. Law Number 41 Year 1999 Concerning Forestry (State Gazette of Republic of Indonesia Year 1999 Number 167, Supplementary State Gazette of Republic of Indonesia Number 3888) as has been amended with the Law Number 19 Year 2004;
 3. Law Number 40 Year 2007 (BN No. 7552 page 9B-10B and so on) concerning Limited Liability Company (State Gazette of Republic of Indonesia Year 2007 Number 106);
 4. Government Regulation Number 35 Year 2004 Concerning Reforestation Fund (State Gazette of Republic of Indonesia Year 2002 Number 67, Supplementary State Gazette of Republic of Indonesia Number 4813);

5. Government Regulation Number 6 Year 2007 (BN No. 7487-page 12B-16B and so on) concerning Forest Arrangement and Preparation of Forest Management Plan as well as Forest Utilization (State Gazette of Republic of Indonesia Year 2007 Number 22, Supplementary State Gazette of Republic of Indonesia Number 4696), which has been amended with Government Regulation Number 3 Year 2008 (State Gazette of Republic of Indonesia Year 2008 Number 16, Supplementary State Gazette of Republic of Indonesia Number 4814);
6. Presidential Decree Number 84/P Year 2009, Concerning United Indonesia Cabinet II;
7. Collective Decision of Minister of Forestry and Minister of Finance Number 496/Kpts-II/1994 and Number 533/KMK.017/1994 concerning the Provisions of State Capital of Republic of Indonesia and Loan derived from Reforestation Fund in Industrial Plantation Forest Development;
8. Decision of Minister of Forestry Number 375/Kpts-II/1996 Concerning Procedure for Reforestation Fund Distribution in the Frame of State Capital Participation of Republic of Indonesia and Loan for Industrial Plantation Forest Development;
9. Decision of Minister of Forestry Number 4895/Kpts-II/2002 Concerning Criteria and Indicators for Assessment of Business Continuity of Industrial Plantation Forest Joint Company and State-Owned Industrial Plantation Forest;
10. Decision of Minister of Forestry Number 4896/Kpts-II/2002 concerning the Handling of Industrial Plantation Forest Joint Company and State-Owned Industrial Plantation Forest as has been amended with Number 8679/Kpts- II/2002;
11. Decision of Minister of Forestry Number SK 46/Menhut-II/2004 Concerning Acquisition of Private Capital Participation in Timber Forest Products Utilization Licensed Company in Plantation Forest/Concession Rights for Joint Industrial Plantation Forest;
12. Decision of Minister of Forestry Number SK.47/Menhut-II/2004 Concerning Procedures and Requirements for Share Taking from Timber Forest Products Utilization Licensed Company in Natural Forest and or Plantation Forest in the form of Limited Liability Company;
13. Regulation of Minister of Forestry Number P.40/Menhut-II/2010 concerning Organization and Management of Ministry of Forestry (State Gazette of Republic of Indonesia Year 2010 Number 405);

D E C I D E D :

To stipulate:

REGULATION OF MINISTER OF FORESTRY CONCERNING AMENDMENT UPON THE REGULATION OF MINISTER OF FORESTRY NUMBER P.69/MENHUT-II/2006 CONCERNING THE RESCHEDULE OF REFORESTATION LOAN REPAYMENT BY INDUSTRIAL PLANTATION FOREST (HTI) COMPANY.

Article I

Some regulations in the Regulation of Minister of Forestry Number P.69/Menhut-II/2006 concerning the Reschedule of Reforestation Loan Repayment by Industrial Plantation Forest (HTI) Company, are amended as follows;

1. Regulation in Article 3 amended, therefore the whole Article 3 becomes:

Article 3

HTI company that cannot settle repayment of loan installment on the due time as decided on Credit Agreement before the Government Regulation Number 35 Year 2002 takes effect, can submit application for Reschedule of Loan Repayment to the Minister of Forestry c.q. Secretary General.

2. Regulation in Article 13 paragraph (1) and paragraph (2) amended, therefore the whole Article 13 becomes:

Article 13

(1) Minister c.q. Secretary General can approve or reject the reschedule of Reforestation Loan repayment based on recommendation from Team and informs to the HTI Company with copy to the Dealer Bank.

- (2) If Minister c.q. Secretary General approves the reschedule of Reforestation Loan repayment, next Minister c.q. Secretary General submits report of approval to the Minister of Finance again.

(3) Based on the approval on reschedule of Reforestation Loan repayment from the Minister c.q. Secretary General, Secretary General informs the HTI Company and Dealer Bank.

- (4) Based on the information meant at paragraph (3), Dealer Bank carries out Credit Agreement Addendum accordingly to the decided regulations in the notification letter meant at paragraph (3).

(5) Dealer Bank is obliged to submit copy of Credit Agreement Addendum to the Minister c.q. Secretary General and the Minister of Finance within 15 (fifteen) days since the Credit Agreement Addendum signed.

- (6) Dealer Bank reports the realization of installment payment of Reforestation Loan to the Minister c.q. Secretary General and Minister of Finance periodically.

3. Regulation in Article 17 has been amended, therefore the whole Article 17 becomes:

Article 17

The Industrial Plantation Forest Company that has been assessed for rescheduling the Reforestation Loan repayment by the Team and approved by Minister c.q. Secretary General, still has to be reported to the Minister of Finance.

4. Between Article 17 and Article 18 inserted 1 (one) new Article that is Article 17.a that contains as follows:

Article 17.a

- (1) Industrial Plantation Forest Company that has been approved for the reschedule of Reforestation Loan repayment from the Minister will be processed further accordingly to the Regulation of Minister of Forestry Number P.69/Menhut-II/2006.
- (2) Industrial Plantation Forest Company that is under the process to get approval for reschedule of Reforestation Loan repayment will follow the provision in this regulation.

Article II

This Regulation of Minister of Forestry starts to take effect since the promulgation date.

For everybody to acknowledge this regulation, this Regulation of Minister of Forestry is promulgated by placing it in the State Gazette of Republic of Indonesia.

Stipulated in Jakarta

on 10 March 2011

THE MINISTER OF FORESTRY
THE REPUBLIC OF INDONESIA,

Sgnd.

ZULKIFLI HASAN

Promulgated in Jakarta

on 15 March 2011

THE MINISTER OF LAW AND HUMAN RIGHTS
THE REPUBLIC OF INDONESIA,

Sgnd.

PATRIALIS AKBAR

THE STATE GAZETTE OF REPUBLIC OF INDONESIA
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(A)

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